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APPLICATION N	0.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,476		03/24/2004	Hoton How		3053
46131	7590	08/15/2005		EXAM	INER
HOTON				JONES, ST	TEPHEN E
	TON STRE				D. DED 14114DED
BELMON	∛T, MA 0	2478		ART UNIT	PAPER NUMBER
				2817	

DATE MAILED: 08/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

			14.1
	Application No.	Applicant(s)	
	10/807,476	HOW, HOTON	
Office Action Summary	Examiner	Art Unit	
	Stephen E. Jones	2817	
The MAILING DATE of this communication appeariod for Reply	pears on the cover sheet w	ith the correspondence address	
A SHORTENED STATUTORY PERIOD FOR REPL THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1. after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a rep - If NO period for reply is specified above, the maximum statutory period - Failure to reply within the set or extended period for reply will, by statut Any reply received by the Office later than three months after the mailine earned patent term adjustment. See 37 CFR 1.704(b).	136(a). In no event, however, may a sly within the statutory minimum of thi will apply and will expire SIX (6) MO e, cause the application to become A	reply be timely filed rly (30) days will be considered timely. NTHS from the mailing date of this communic BANDONED (35 U.S.C. § 133).	ation
Status			
1) Responsive to communication(s) filed on	<u>_</u> .		
2a) ☐ This action is FINAL . 2b) ☒ Thi	s action is non-final.		
3) Since this application is in condition for allowa	ance except for formal ma	ters, prosecution as to the merit	s is
closed in accordance with the practice under	Ex parte Quayle, 1935 C.I	D. 11, 453 O.G. 213.	
Disposition of Claims			
4) Claim(s) 1-8 is/are pending in the application.			
4a) Of the above claim(s) is/are withdra 5) Claim(s) is/are allowed.	awn from consideration.		
6) Claim(s) is/are rejected.			•
7) Claim(s) is/are objected to.			
8) Claim(s) <u>1-8</u> are subject to restriction and/or e	election requirement.		
Application Papers			
9) The specification is objected to by the Examin	er.		
10)☐ The drawing(s) filed on is/are: a)☐ acc	cepted or b) objected to	by the Examiner.	
Applicant may not request that any objection to the	e drawing(s) be held in abeya	nce. See 37 CFR 1.85(a).	
Replacement drawing sheet(s) including the correct	· ·	- · · · · · · · · · · · · · · · · · · ·	
11)☐ The oath or declaration is objected to by the E	xaminer. Note the attache	ed Office Action or form PTO-152	2.
Priority under 35 U.S.C. § 119			
12) ☐ Acknowledgment is made of a claim for foreign a) ☐ All b) ☐ Some * c) ☐ None of:	n priority under 35 U.S.C.	§ 119(a)-(d) or (f).	
1. Certified copies of the priority documen	its have been received.		
2. Certified copies of the priority documen			
3. Copies of the certified copies of the price	•	n received in this National Stage	
application from the International Burea	,	t rangived	
* See the attached detailed Office action for a lis	t of the certified copies no	t received.	
Attachment(s)			
1) Notice of References Cited (PTO-892)		Summary (PTO-413)	
 Notice of Draftsperson's Patent Drawing Review (PTO-948) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08 		(s)/Mail Date Informal Patent Application (PTO-152)	
 Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08 Paper No(s)/Mail Date 	6) Other:		
raper No(s)/Maii Date	o) 🗀 Otner:	·	

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Election/Restrictions

1. This application contains claims directed to the following patentably distinct species of the claimed invention:

<u>Species</u>	<u>Figure</u>
I.	3;
H.	4;
III.	5;
IV.	6;
V.	7.
VI.	8; and
VII.	9.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, it appears that Claims 1 and 2 are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims

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are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen E. Jones whose telephone number is 571-272-1762. The examiner can normally be reached on Monday through Friday from 8 AM to 4 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert J. Pascal can be reached on 571-272-1769. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

STEPHEN E. JONES
PRIMARY EXAMINER